

Exhibit C

MANDATE

S.D.N.Y. - N.Y.C.
09-cv-5877
Chin, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 18th day of June, two thousand ten,

Present:

Joseph M. McLaughlin,
Guido Calabresi,
*Circuit Judges. **

In re Securities Investor Protection Corporation

Ade O. Ogunjobi, Toks, Inc.,

Appellants,

v.

09-4784-bk

Irving H. Picard,

Appellee.

Appellee, through counsel, moves to dismiss as frivolous the *pro se* Appellants' appeal. Upon due consideration, it is hereby ORDERED that the motion is GRANTED and the appeal is DISMISSED because it lacks an arguable basis in law or fact. *See Pillay v. INS*, 45 F.3d 14, 17 (2d Cir. 1995).

USDC SDNY
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FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

Catherine O'Hagan Wolfe

* Judge Debra Ann Livingston has recused herself from consideration of this motion. Pursuant to Second Circuit Internal Operating Procedures E(b), the matter is being decided by the two remaining members of the panel.

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe

MANDATE ISSUED ON 09/01/2010